



General Assembly

January Session, 2015

Governor's Bill No. 6857

LCO No. 4000



Referred to Committee on TRANSPORTATION

Introduced by:

REP. SHARKEY, 88th Dist.

REP. ARESIMOWICZ, 30th Dist.

SEN. LOONEY, 11th Dist.

SEN. DUFF, 25th Dist.

AN ACT PROTECTING TRANSPORTATION FUNDS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 13b-68 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) There is established a fund to be known as the "Special
4 Transportation Fund". The fund [may] shall contain any moneys
5 required or permitted by law to be deposited in the fund and any
6 moneys recovered by the state for overpayments, improper payments
7 or duplicate payments made by the state relating to any transportation
8 infrastructure improvements which have been financed by special tax
9 obligation bonds issued pursuant to sections 13b-74 to 13b-77,
10 inclusive, and shall be held by the [State] Treasurer separate and apart
11 from all other moneys, funds and accounts. Investment earnings
12 credited to the assets of said fund shall become part of the assets of

13 said fund. Any balance remaining in said fund at the end of any fiscal
14 year shall be carried forward in said fund for the fiscal year next
15 succeeding.

16 (b) The Special Transportation Fund shall be a perpetual fund, the
17 resources of which shall be used solely for transportation purposes.
18 Such purposes include the payment of debt service on obligations of
19 the state incurred for transportation purposes. All sources of moneys,
20 funds and receipts of the state required to be credited, deposited or
21 transferred to said fund by state law on or after the effective date of
22 this section shall continue to be credited, deposited or transferred to
23 said fund, so long as the sources of such moneys, funds and receipts
24 are collected or received by the state or any officer thereof. No law
25 shall be enacted authorizing the resources of said fund to be expended
26 other than for transportation purposes.

27 ~~[(b)]~~ (c) There is established a fund to be known as the
28 "Transportation Grants and Restricted Accounts Fund". Upon
29 certification by the Comptroller and the Secretary of the Office of
30 Policy and Management that the CORE-CT project for fiscal services is
31 operational, the fund shall contain all transportation moneys that are
32 restricted, not available for general use and previously accounted for
33 in the Special Transportation Fund as "Federal and Other Grants". The
34 Comptroller is authorized to make such transfers as are necessary to
35 provide that, notwithstanding any provision of the general statutes, all
36 transportation moneys that are restricted and not available for general
37 use are in the Transportation Grants and Restricted Accounts Fund.

38 Sec. 2. Section 13b-61 of the general statutes is repealed and the
39 following is substituted in lieu thereof (*Effective from passage*):

40 (a) On and after July 1, 1975, there shall be paid promptly to the
41 [State] Treasurer and thereupon, unless required to be otherwise
42 applied by the terms of any lien, pledge or obligation created by or
43 pursuant to the 1954 declaration or part III (C) of chapter 240, credited

44 to the General Fund:

45 (1) All moneys received or collected by the state or any officer
46 thereof on account of, or derived from, motor fuel taxes; provided on
47 and after July 1, 1983, one cent of the amount imposed per gallon
48 before July 1, 1984, and received or collected from any rate of such tax
49 on motor fuels shall be credited by the [State] Treasurer to the Special
50 Transportation Fund;

51 (2) All moneys received or collected by the state or any officer
52 thereof on account of, or derived from, motor vehicle taxes;

53 (3) All moneys received or collected by the state or any officer
54 thereof on account of, or derived from, expressway revenues;

55 (4) All moneys becoming payable, under the terms of the 1954
56 declaration and part III (C) of chapter 240, into the Highway or
57 Additional Expressway Construction Funds mentioned in said
58 declaration;

59 (5) All moneys received or collected by the state or any officer
60 thereof on account of, or derived from, highway tolls;

61 (6) All other moneys received or collected by the [commissioner or
62 his department] Commissioner or Department of Transportation; and

63 (7) Any other receipts of the state required by law to be paid into the
64 state Highway Fund or the Transportation Fund other than proceeds
65 of bonds or other securities of the state or of federal grants under the
66 provisions of federal law.

67 (b) Notwithstanding any provision of subsection (a) of this section,
68 there shall be paid promptly to the [State] Treasurer and thereupon,
69 unless required to be applied by the terms of any lien, pledge or
70 obligation created by or pursuant to the 1954 declaration, part III (C) of
71 chapter 240, credited to the Special Transportation Fund:

72 (1) On and after July 1, 1984, all moneys received or collected by the
73 state or any officer thereof on account of, or derived from, sections 12-
74 458 and 12-479, provided the State Comptroller is authorized to record
75 as revenue to the General Fund for the fiscal year ending June 30, 1984,
76 the amount of tax levied in accordance with said sections 12-458 and
77 12-479, on all fuel sold or used prior to the end of said fiscal year and
78 which tax is received no later than July 31, 1984;

79 (2) On and after July 1, 1984, all moneys received or collected by the
80 state or any officer thereof on account of, or derived from, motor
81 vehicle receipts;

82 (3) On and after July 1, 1984, all moneys received or collected by the
83 state or any officer thereof on account of, or derived from, (A)
84 subsection (a) of section 14-192, and (B) royalty payments for retail
85 sales of gasoline pursuant to section 13a-80;

86 (4) On and after July 1, 1985, all moneys received or collected by the
87 state or any officer thereof on account of, or derived from, license,
88 permit and fee revenues as defined in section 13b-59, except as
89 provided under subdivision (3) of this subsection;

90 (5) On or after July 1, 1989, all moneys received or collected by the
91 state or any officer thereof on account of, or derived from, section 13b-
92 70;

93 (6) On and after July 1, 1984, all transportation-related federal
94 revenues of the state;

95 (7) On and after July 1, 1997, all moneys received or collected by the
96 state or any officer thereof on account of, or derived from, fees for the
97 relocation of a gasoline station under section 14-320;

98 (8) On and after July 1, 1997, all moneys received or collected by the
99 state or any officer thereof on account of, or derived from, section 14-
100 319;

101 (9) On and after July 1, 1997, all moneys received or collected by the
102 state or any officer thereof on account of, or derived from, fees
103 collected pursuant to section 14-327b for motor fuel quality registration
104 of distributors;

105 (10) On and after July 1, 1997, all moneys received or collected by
106 the state or any officer thereof on account of, or derived from, annual
107 registration fees for motor fuel dispensers and weighing or measuring
108 devices pursuant to section 43-3;

109 (11) On and after July 1, 1997, all moneys received or collected by
110 the state or any officer thereof on account of, or derived from, fees for
111 the issuance of identity cards pursuant to section 1-1h;

112 (12) On and after July 1, 1997, all moneys received or collected by
113 the state or any officer thereof on account of, or derived from, safety
114 fees pursuant to subsection (w) of section 14-49;

115 (13) On and after July 1, 1997, all moneys received or collected by
116 the state or any officer thereof on account of, or derived from, late fees
117 for the emissions inspection of motor vehicles pursuant to subsection
118 (k) of section 14-164c;

119 (14) On and after July 1, 1997, all moneys received or collected by
120 the state or any officer thereof on account of, or derived from, the sale
121 of information by the Commissioner of Motor Vehicles pursuant to
122 subsection (b) of section 14-50a;

123 (15) On and after October 1, 1998, all moneys received by the state
124 or any officer thereof on account of, or derived from, section 14-212b;

125 (16) On and after July 1, 2009, all moneys received or collected by
126 the state or any officer thereof on account of, or derived from, any
127 direct federal subsidy pursuant to Section 6431 of the Internal Revenue
128 Code of 1986, or any subsequent corresponding internal revenue code
129 of the United States, as amended from time to time, and relating to

bonds or bond anticipation notes issued by the state pursuant to sections 13b-74 to 13b-77, inclusive;

(17) On and after July 1, 2011, all moneys received or collected by the state or any officer thereof on account of, or derived from, sections 13b-61a to 13b-61c, inclusive; [and]

(18) On and after July 1, 2011, any other funds, moneys and receipts of the state required by law to be deposited, transferred or paid into the Special Transportation Fund other than proceeds of bonds or other securities of the state or of federal grants under the provisions of federal law; [.] and

(19) On and after July 1, 2015, all moneys received or collected by the state or any officer thereof on account of, or derived from, the use of highways, expressways and ferries, except as necessary for the direct payment of debt service on obligations of the state incurred for transportation purposes.

Sec. 3. Section 76 of public act 13-277 is repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	13b-68
Sec. 2	<i>from passage</i>	13b-61
Sec. 3	<i>from passage</i>	Repealer section

Statement of Purpose:

To implement the Governor's budget recommendations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]